

MAGISTRATE JUDGE JAMES P. DONOHUE

05-CR-05291-ORD

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

FILED  
LODGED  
ENTERED  
RECEIVED  
JUN - 3 2005  
AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
DEPUTY

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CAROL CLARK,

Defendant.

NO. CR05-5291

ORDER GRANTING DEFENSE  
MOTION TO CONTINUE TRIAL  
DATE

Based on the defense motion to continue the trial date, and the affidavit of defense counsel in support of the motion, and the defendant's signed speedy trial waiver through August 31, 2005, the Court makes the following findings of fact and conclusions of law:

1. The ends of justice served by granting this continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

2. Proceeding to trial absent adequate time for the defense to prepare would result in a miscarriage of justice. 18 U.S.C. §3161(h)(8)(B)(i).

3. Taking into account the exercise of due diligence, a continuance is necessary to allow the defendant the reasonable time for effective preparation his defense. 18 U.S.C. § 3161(h)(8)(B)(iv).

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ORDER GRANTING DEFENSE MOTION  
TO CONTINUE TRIAL DATE  
*United States v. Carol Clark*; CR05-5291

FEDERAL PUBLIC DEFENDER  
1331 Broadway, Ste. 400  
Tacoma, Washington 98402  
(253) 593-6710

1 NOW, THEREFORE,

2 IT IS HEREBY ORDERED that the trial date is continued from June 13, 2005 to  
3 June 23, 2005. The resulting period of delay from June 13, 2005, to  
4 June 23, 2005, is hereby excluded for speedy trial purposes under 18 U.S.C. §  
5 3161(h)(8)(A) and (B).

6 DONE this 9th day of June, 2005.

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9 JUDGE JAMES P. DONOHUE  
UNITED STATES MAGISTRATE JUDGE

10 Presented By:

11  
12  
13 /s/ Russell V. Leonard  
14 Russell V. Leonard  
Attorney for Defendant